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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/879,279	06/12/2001	Gayle Dace	45163-1005	3524

22847 7590 12/17/2003

SYNGENTA BIOTECHNOLOGY, INC.  
PATENT DEPARTMENT  
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EXAMINER

EPPERSON, JON D

ART UNIT	PAPER NUMBER
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1639

DATE MAILED: 12/17/2003

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE  
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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT

PAPER

12/11/03

DATE MAILED:

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Commissioner of Patents and Trademarks

**Non-Responsive Election (Bonafide)**

The Response under 37 CFR § 1.111 dated October 20, 2003 is not fully responsive to the prior Office action because of the following omission(s) or matter(s):

Applicants failed to provide a list of claims that read on the elected species (see Paper No. 8, paragraphs 17-18).

The examiner also notes that the appropriate fees must be paid to extend the time period for response.

Since the above-mentioned reply appears to be bona fide, applicant is given ONE(1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication should be directed to Examiner Jon D. Epperson, Ph. D., Art Unit 1639, whose telephone number is (703) 308-2423.

Any inquiry of a general nature or relating to the status of this application should be directed to the Technology Center receptionist whose telephone number is (703) 308-0196.

Jon D. Epperson Ph.D.  
Patent Examiner